

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38982 of 2014

Arising Out of PS.Case No. -72 Year- 2014 Thana -MAIRWA District- SIWAN

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1. Shankarjee Dubey S/o Kailash Dubey
 2. Basdeo Dubey S/o Kailash Dubey
 3. Vijay Dubey @ Vijayi Dubey S/o Shankarjee Dubey All are Resident of Village Sajana, P.S. Mairwa, District Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Udit Narayan Singh, Adv.

For the Opposite Party/s : Mr. Prem Kumar Jha (App)

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 01-04-2015 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioners seek anticipatory bail in connection with Mairwa P.S. Case No. 72 of 2014 registered for the offences punishable under sections 341, 323, 307, 504 and 506 read with 34 of the Indian Penal Code.

It has been contended that apart from section 307 of the Indian Penal Code, all other sections are bailable in nature and on the basis of allegations made in the F.I.R. and the injuries sustained by the two persons, the ingredients of the offence punishable under section 307 of the Indian Penal Code would not be attracted. It has further been contended that there is a counter

case too in which the members of the prosecution party have been made accused.

Learned counsel for the State has opposed the prayer for anticipatory bail.

Regard being had to the facts and circumstances of the case, in the event of arrest or surrender in the court below within four weeks from today, all the three petitioners, namely, Shankarjee Dubey, Basdeo Dubey and Vijay Dubey @ Vijayi Dubey are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan in connection with Mairwa P.S. Case No. 72 of 2014, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

Pradeep/-

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